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Attorneys for Defendant, Parkshore Development Corporation

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY
CAMDEN VICINAGE**

PENNSYLVANIA NATIONAL MUTUAL
CASUALTY INSURANCE COMPANY,

Plaintiff,

vs.

PARKSHORE DEVELOPMENT
CORPORATION,

and

CATALINA COVE CONDOMINIUM
ASSOCIATION, INC.,

and

KEEN'S CAULKING AND
WATERPROOFING,

and

ABC CORPORATION 1 through ABC
CORPORATION X, fictitious
names,

Defendants.

Civil Action No.: 07-1331 (RBK-JS)

**NOTICE OF CROSS-MOTION
(Returnable March 17, 2008)**

TO: Michael S. Savett, Esq.
Weber, Gallagher, Simpson, Stapleton,
Fires & Newby, LLC
1101 N. Kings Highway
Cherry Hill, New Jersey 08034
Attorneys for Plaintiff, Pennsylvania National Mutual
Casualty Insurance Company

PLEASE TAKE NOTICE THAT, the undersigned will apply pursuant to Fed. R. Civ. P. 56(b) to the above named Court at the United States District Court for the District of New Jersey, Camden Vicinage, as soon as counsel may be heard, for an Order granting partial judgment in favor of the defendant, Parkshore Development Corporation, ("Parkshore") declaring that plaintiff Pennsylvania National Mutual Insurance Company ("Penn National") is obligated to defend Parkshore against the claims asserted in the underlying action entitled Catalina Cove Condominium Association, Inc. v. Parkshore Development Corporation, et al., Superior Court of New Jersey, Atlantic County, Law Division, Docket No. L-5364-06, and to reimburse Parkshore for fees and costs it has incurred in the defense of that action to date.

In support of this Motion, said defendant will rely upon the attached Brief, Certification, Exhibits and Affidavit of Kenneth R. Steinberg. Attached is a proposed form of Order. No oral argument is requested.

NEHMAD PERILLO & DAVIS, P.C.
Attorneys for Defendant,
Parkshore Development
Corporation

BY: s/Salvatore Perillo (SP8248)
SALVATORE PERILLO

Dated: March 3, 2008